



# City of NORFOLK

C: Director, Department of Public Works

To the Honorable Council  
City of Norfolk, Virginia

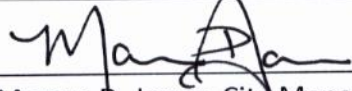
June 14, 2016

From: David L. Ricks, Director of Public Works

**Subject:** Encroach into the right-of-way at 117 W. 21<sup>st</sup> Street with signage and an awning

Reviewed:   
Ronald H. Williams, Jr., Deputy City Manager

**Ward/Superward:** 2/6

Approved:   
Marcus D. Jones, City Manager

**Item Number:**

**R-26**

I. **Recommendation:** Adopt Ordinance

II. **Applicant:** Jack Mavromatis, Jr.  
477 Viking Drive  
Virginia Beach, Virginia 23452.

III. **Description:**  
This agenda item is an ordinance permitting Jack Mavromatis, Jr., Louis Mavromatis and Helen Christie to encroach into the right-of-way at 117 W. 21st Street with an existing awning and signage.

IV. **Analysis**  
An encroachment is an object or structure that infringes into the City of Norfolk's (the "City's") rights-of-way or property. *Norfolk City Code*, § 42-10, requires all encroachments onto City rights-of-way or property to be approved by City Council. This encroachment in this location will keep an existing awning and allow signage for business identification at 117 W. 21st Street.

V. **Financial Impact**  
Liability insurance has been provided naming the City as additional insured in the amount of \$1,000,000; therefore, there should be no financial risk to the City. The City did not charge a fee for this encroachment.

VI. **Environmental**  
N/A

**VII. Community Outreach/Notification**

Public notification for this agenda item was conducted through the City's agenda notification process.

**VIII. Board/Commission Action**

The Department of Public Works and the City Attorney's Office have reviewed this request for encroachment and offer no objections. The encroachment was reviewed and recommended by the Architectural Review Board and the City Planning Commission.

**IX. Coordination/Outreach**

This letter and ordinance have been coordinated with Department of Public Works, the Department of Planning and Community Development, and the City Attorney's Office.

Supporting Material from the Department of Public Works:

- Ordinance
- Exhibit A (4 sheets)

Form and Correctness Approved:

By

Office of the City Attorney

Contents Approved:

By

DEPT. Public Works

NORFOLK, VIRGINIA

## ORDINANCE No.

AN ORDINANCE PERMITTING JACK MAVROMATIS, JR., LOUIS MAVROMATIS, AND HELEN CHRISTIE TO ENCROACH INTO THE RIGHT-OF-WAY AT 117 W. 21<sup>ST</sup> STREET WITH SIGNAGE AND AN AWNING.

- - -

BE IT ORDAINED by the Council of the City of Norfolk:

Section 1:- That permission is hereby granted to Jack Mavromatis, Jr., Louis Mavromatis and Helen Christie ("Mavromatis") to encroach into the right-of-way at 117 W. 21<sup>st</sup> Street with a sign and an existing awning 114' by 4' by 12'' thick, as shown on Exhibit A attached hereto, such permission being further subject to the following conditions:

- (A) That this permission is expressly subject to the right of revocation by the Council and that in the event of such revocation, Mavromatis, or their successors and assigns, shall immediately remove the encroaching structures.
- (B) That upon the removal of the encroaching structures or any part thereof, the authority hereby granted shall cease and terminate.
- (C) That Mavromatis, or their successors and assigns, at their own cost and expense, shall take out and keep in full force and effect during the term of this encroachment commercial general liability insurance with a company authorized to do business in the Commonwealth of Virginia. The amount of insurance shall be at least \$1,000,000.00 each occurrence and \$2,000,000.00 general aggregate against liability from claims, actions and suits that may be asserted or brought against the City of Norfolk ("City") and/or Mavromatis, and their successors and assigns, for any injury to, or death of, any person or persons or for any damage to, or destruction of property resulting from the



installation, maintenance, or existence of said encroaching structures. City shall be named as additional insured under such insurance, and a copy of the insurance policy, or a certificate of insurance, evidencing the insurance coverage, including any renewals or significant changes in coverage, shall be provided to the City Law Department.

- (D) That City shall not be responsible for any damage to the encroaching structures, including replacement and reinstallation costs, resulting from the City's operation, maintenance, repair, or replacement of any utilities located at 117 W. 21<sup>st</sup> Street.

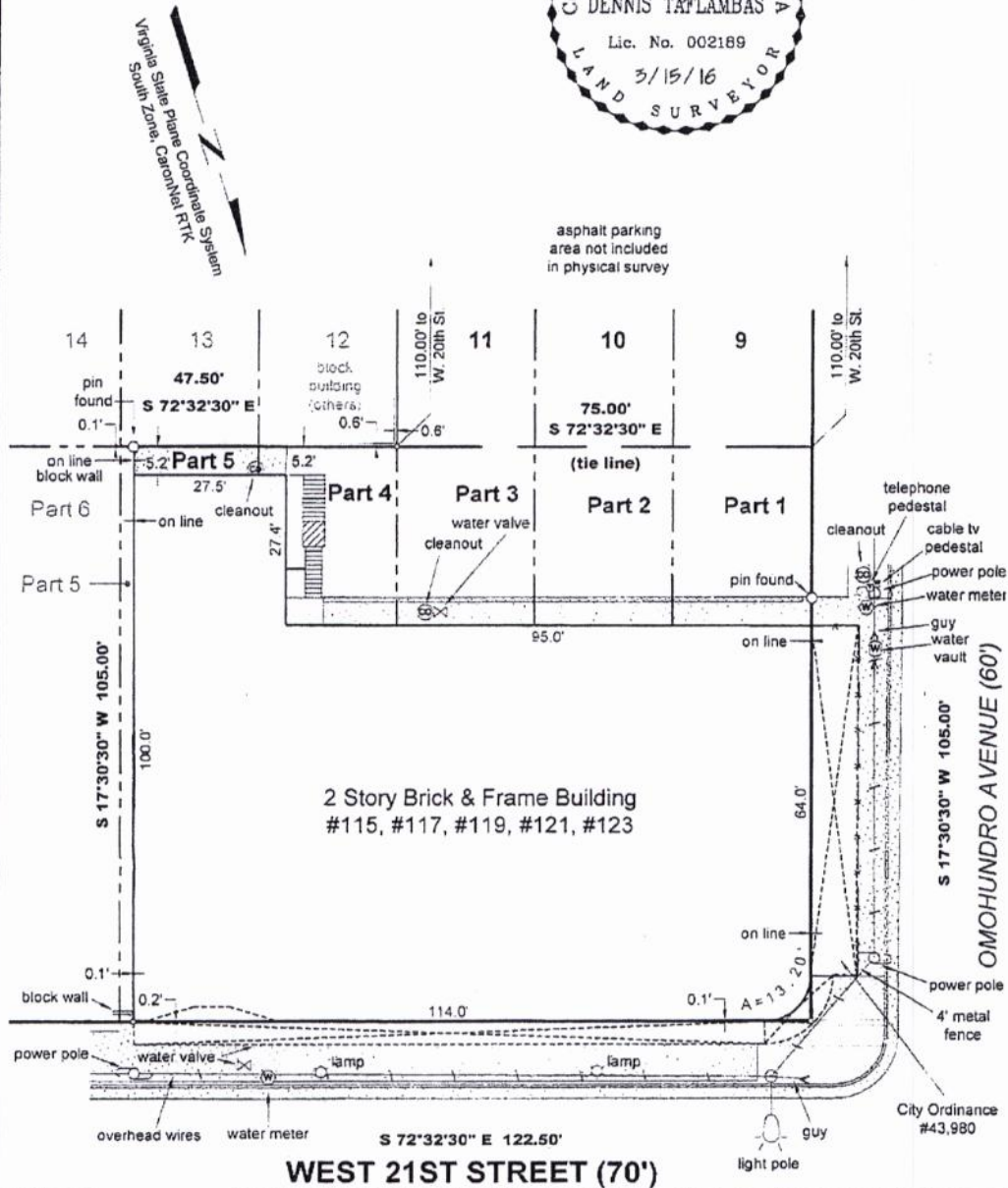
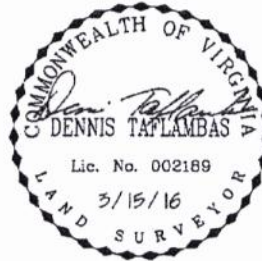
Section 2:- That the failure of Mavromatis, or their successors and assigns, to fully comply with all requirements and conditions set forth herein shall act as an automatic revocation of the permission granted hereby.

Section 3:- That the use of the said encroaching structures shall be deemed an acceptance by Mavromatis, and their successors and assigns, of all conditions to which the permissions herein are granted.

Section 4:- That this ordinance shall be in effect from and after its adoption.

# EXHIBIT A TO ORDINANCE

1. The land boundary survey shown hereon is based on a current field survey performed on March 15, 2016 and in combination with the plat(s) and/or deed(s) referenced herein. This survey was performed without the benefit of a current title report. The easements appearing on this survey, if any, were depicted and/or noted in the referenced plat(s) and/or deed(s) unless otherwise noted.
2. This property appears to fall in flood zone(s) X as shown on the NFIP map for the city of Norfolk, map/panel 510104 0130 G, effective 12-16-2014. Base Flood Elevation = N/A. Finished Floor Elevation = N/A



**DKT Associates**  
LAND SURVEYORS

1100 Granby Street #100  
Norfolk, Virginia 23510  
DKT Associates.com  
(757) 588-5888 fax: 588-5880

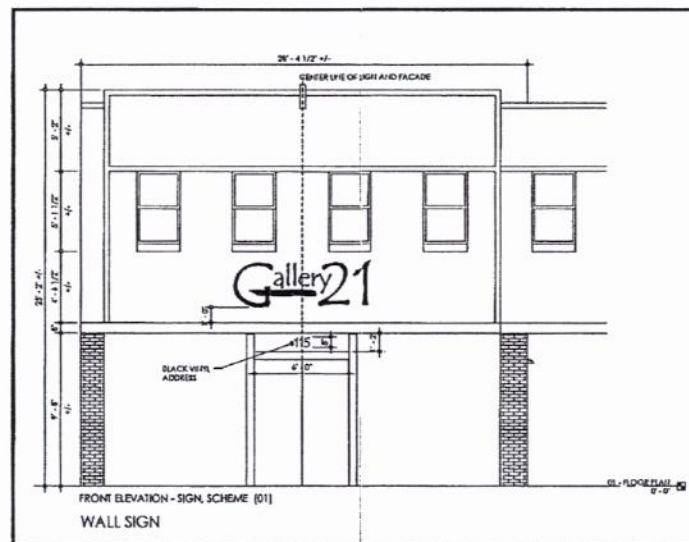
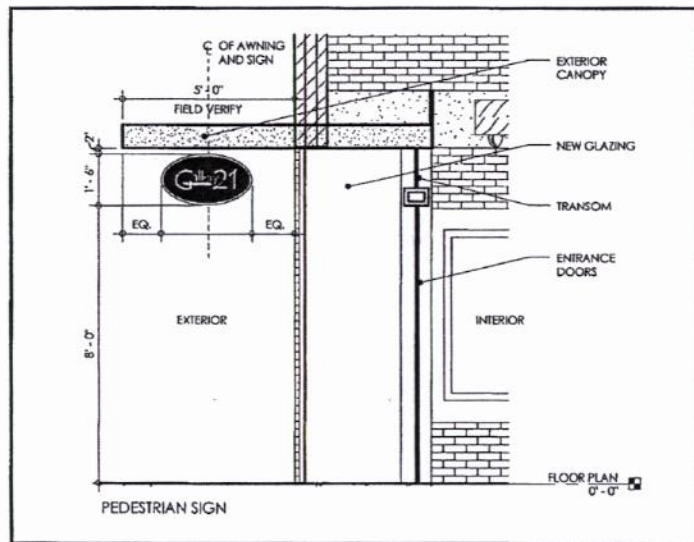
## Physical Survey

Part of Lots 1, 2, 3, 4, 5, Block 29  
WILLIAMSTON

Norfolk, Virginia M.B.1 P.40A & 45

For: A & J Company

Job Number:	11737	Scale:	1" = 25'
Field Book:	168/21	Date:	3-15-16
Drawn By:	MTW	Revised:	n/a
Checked By:	DT	Sheet:	1 of 1



SKETCHES PROVIDED BY EQUAL SPACES AND MODIFIED (SIGN DIMENSIONS ONLY) BY ADVANCED DESIGN

## Specifications

Non-Illuminated Exterior Signs

Remarks:  
See Sheets 3 & 4 for Sign Details.



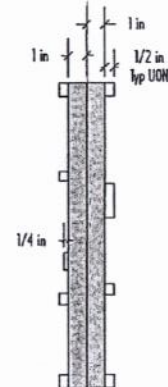
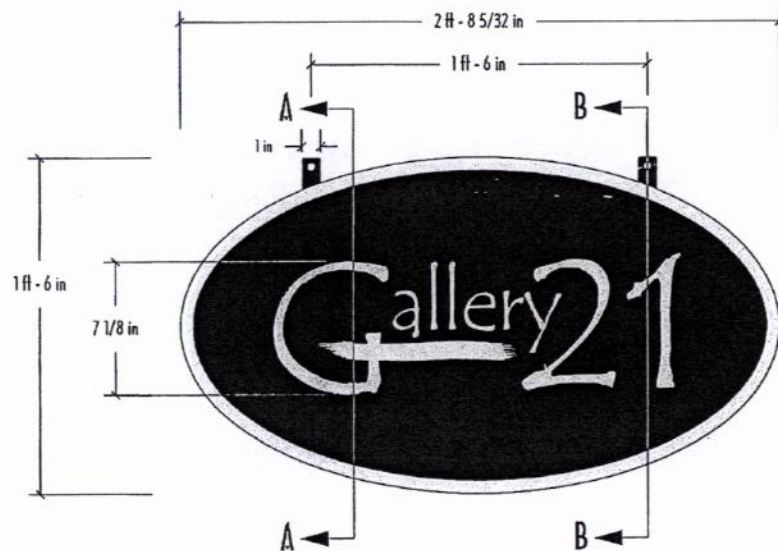
1220-B Fleetway Drive, Chesapeake, Virginia 23323  
Phone: 757-487-9779 Fax: 757-487-8737

THIS DRAWING MUST NOT BE COPIED OR  
REPRODUCED WITHOUT WRITTEN PERMISSION

Gallery 21  
Norfolk, Virginia  
Exterior Signs  
Date: 02/12/16

SCALE: NONE REV. "A" SHEET 3 of 4

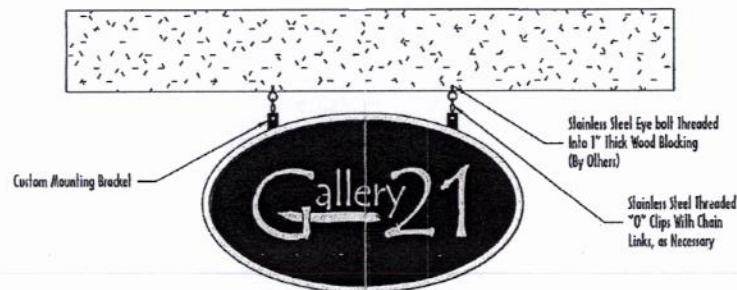




Section A-A



Section B-B



Mounting Detail

Sign Allotment: 1:1 @ 28 Foot Frontage = 28 Square Feet Total For All Signs  
Encroachment Agreement(s) and Design Review Required

Wall Sign Size: 25 Square Feet  
Maximum Sign Projection: 1-1/2 Inches

Pedestrian Sign Size: 3 Square Feet  
Maximum Sign Projection: N/A

Total Sign Square Footage: 28 Square Feet

## Specifications

### Pedestrian Sign Details

#### Material:

Sign Body - 2" Thick Painted High Density Urethane (HDU) Foam.  
Letters - 1/2" Thick Painted High Density Urethane (HDU) Foam  
Brush Stroke - 1/4" Thick Painted High Density Urethane (HDU) Foam

#### Font:

Tempus Sans ITC Bold, as Shown, Unless Otherwise Directed.

#### Colors:

Red & Metallic Silver Black, as Shown, Specific Color Number(s) to be Specified by the Architect.

#### Installation Details:

See Mounting Detail

#### Remarks:

None.

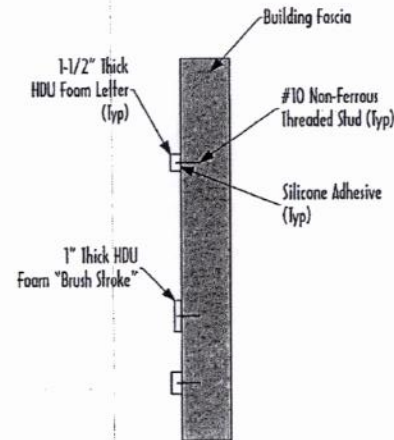
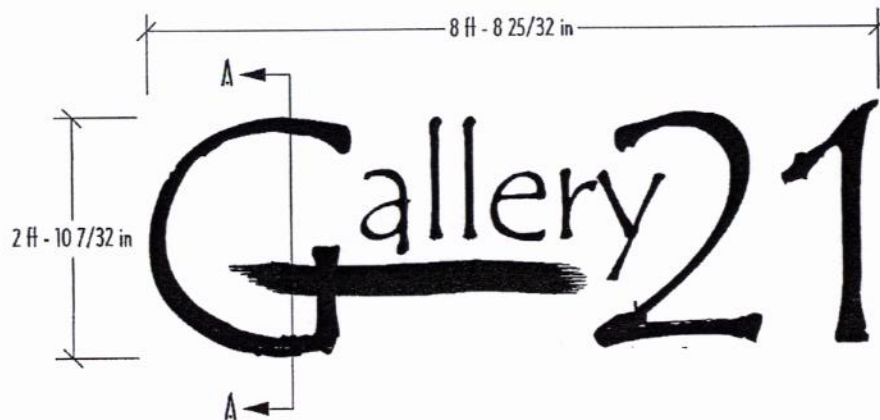


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Phone: 757-487-9779 Fax: 757-487-8737

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Encroachment Agreement(s) and Design Review Required

Wall Sign Size: 25 Square Feet  
Maximum Sign Projection: 1-1/2 Inches

Pedestrian Sign Size: 3 Square Feet  
Maximum Sign Projection: N/A

Total Sign Square Footage: 28 Square Feet

## Specifications

### Wall Sign Details

#### Material:

Black Letters - 1-1/2" Thick Painted High Density Urethane (HDU) Foam.  
Red Brush Stroke - 1" Thick Painted High Density Urethane (HDU) Foam.

#### Font:

Tempus Sans ITC Bold, as Shown, Unless Otherwise Directed.

#### Colors:

Red & Black, As Shown, Specific Color Number(s) to be Specified by the Architect.

#### Installation Details:

Letters shall be installed using No. 10 Non-Ferrous Threaded Studs and Silicone Adhesive.

#### Remarks:

None.



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